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June 3, 2004

Mr. Tom Yeager, Director
Clermont County Sewer District
2379 Clermont County Drive
Batavia, Ohio 45103

Mr. Tom Winston
Ohio Environmental Protection Agency
401 East Fifth Street
Dayton, Ohio 45402

In re: Proposed Loveland-Miamiville Wastewater Treatment Facility
TGM Ref. 40/03

Gentlemen:

I am the attorney for the Miamiiville Civic Association. On behalf of the Association I am writing to 1). Urge that no decision about a site for the treatment facility be made until a study of subsurface hydrologic conditions is done to determine if effluent discharge at Miamiiville could contaminate the aquifer, 2). Protest the composition of the panel of organizations which was invited to attend the May 13 workshop and voted on site selection criteria, and 3). Express our discomfort with having your consultant BBS weigh the criteria identified by the panel.

Dr. Herbert C. Preul, an engineering consultant retained by the Association, wrote the following in his report of January, 2004:

"I also am very concerned that the proposed regional Miamiiville WWTP effluent discharge would flow into the Miamiiville Creek (also known as 'unnamed creek') and across the MGS well field into the adjacent Little Miami River. This may endanger the MGS well field and water supply for a large number of users not only in Miami Township, but also in Goshen Township. Both surface and subsurface hydrologic conditions need to be properly investigated for this threat of contamination. These conditions were not adequately addressed in my copy of the Black & Veatch Study the Miamiiville Creek (also known as 'unnamed creek') passes within the 'one year travel time radius' as well as the 'five year travel time radius'".

At the May 13 workshop, participants identified impact on the aquifer as one of the criteria which ought to be considered in evaluating alternative WWTP sties. It seems logical to us that more information about the subsurface hydrologic conditions is a prerequisite to an informed rating of this site selection criterium. For that reason, the rating of criteria by the workshop panel should be postponed until after such a subsurface hydrologic study is completed.

This brings us to the composition of the workshop panel which we find very suspect. It does not seem logical to us that the panel include multiple representatives of Clermont County government - bureaucrats - who either report directly to the Clermont County Commissioners or are heavily influenced by the Commissioners and would be expected to vote as a block regarding the site selection criteria. In reality county government has been given three votes.

In contrast, the many residents who will be effected are under-represented. The workshop process should have been open to the public at large so that any interested person cold participate in rating the site selection criteria.

As if the composition of the workshop panel was not enough to ensure the result you clearly prefer, allowing BBS to weigh or grade the criteria is, we think, further insurance that the criteria will be slanted in favor of a Miamiville WWTP site. What was the purpose of the workshop panel identifying and voting on criteria if those results can be further manipulated by you or your consultants?

At its May 22 meeting, the members of the Miamiville Civic Association discussed the site selection criteria in great detail, and by separate cover BBS should soon receive the Association's weighing of those criteria so that you will have the benefit of the Association's thoughts. However, the fact that the Association is participating in your ranking process should in no way be viewed as acquiescence. I have advised the association members of their right to appeal selection of a site in Miamiville to the Environmental Appeals Review Commission and beyond and I sense a willingness to do so if necessary to protest Miamiville.

Sincerely,

A handwritten signature in dark ink, appearing to read "Timothy G. Mara". The signature is fluid and cursive, with the first name being the most prominent.

Timothy G. Mara

cc: Clermont County Commissioners
Miami Township Trustees
Marie Brown, Miamiville Civic Association